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## CERTIFICATE OF ELECTRONIC TRANSMISSION

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10590139 - GAU: 3738

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(Based on PTO 10-07 version)

<b>Substitute for form 1449/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/590,139-Conf. #5647
				Filing Date	June 30, 2005
				First Named Inventor	Neil Duggal
				Art Unit	3738
				Examiner Name	Not Yet Assigned
Sheet	1	of	2	Attorney Docket Number	HO-P03203US0

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	AA*	US-5,047,055	09-10-1991	Bao et al.	
	AB*	US-5,192,326	03-09-1993	Bao et al.	
	AC*	US-5,314,477	05-24-1994	Marnay et al.	
	AD*	US-5,370,697	12-06-1994	Baumgartner et al.	
	AE*	US-5,401,269	03-28-1995	Bittner-Janz et al.	
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	AH*	US-5,824,094	10-20-1998	Serhan et al.	
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	AW*	US-20040153157-A1	08-05-2004	Keller	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* CITE NO.: Those application(s) which are marked with an single asterisk (\*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	CA	FERCH et al., "Anterior correction of cervical kyphotic deformity: effects on myelopathy, neck pain, and sagittal alignment", J Neurosurg., Jan. 2004, 13-9, Vol. 100(1 Suppl Spine).	
Examiner Signature	Date Considered		

65063146.1

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				Attorney Docket Number	HO-P03203US0
Sheet	2	of	2		

	CB	HARRISON et al., "Modeling of the sagittal cervical spine as a method to discriminate hypolordosis: results of elliptical and circular modeling in 72 asymptomatic subjects, 52 acute neck pain subjects, and 70 chronic neck pain subjects", Spine, 2004, 2485-2492, Vol. 29(22).	
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	CE	KATSUURA et al., "Anterior cervical plate used in degenerative disease can maintain cervical lordosis.", J Spinal Disord., Dec. 1996, 470-6, Vol. 9(6).	
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	CG	KAWAKAMI et al., "Axial symptoms and cervical alignments after cervical. anterior spinal fusion for patients with cervical myelopathy", J. Spinal Disord, 1999, 50-56, Vol. 12.	
	CH	PICKETT et al., "Effects of a Cervical Disc Prosthesis on Segmental and Cervical Spine Alignment", Neurosurg Focus, 2004, Vol. 17(3).	
	CI	SEKHON et al., "Cervical Arthroplasty in the Management of Spondylotic Myelopathy: 18-Month Results", Neurosurg Focus, 2004, Vol. 17(3).	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Bruce Snow/	Date Considered	03/10/2010
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